



State Water Resources Control Board



Division of Water Rights

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Linda S. Adams

Secretary for

Environmental Protection

Arnold Schwarzenegger

Governor

NOTICE OF PETITION FOR CHANGE IN POINT OF DIVERSION, PURPOSE OF USE, AND DISTRIBUTION OF STORAGE AND FOR AN EXTENSION OF TIME FOR PERMIT 20665 (APPLICATION A029637)

COUNTY: Sonoma

STREAM SYSTEM: Tolay Creek

Paradise Vineyards (Petitioner) has filed petitions for change and for an extension of time for Permit 20665 (Application A029637). Any correspondence directed to the Petitioner should be addressed to Paradise Vineyards, c/o James C. Hanson, 444 North Third Street, Suite 400, Sacramento, CA 95811-0228.

Summary of Permit

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| Source: | Unnamed Streams tributary to Tolay Creek thence San Pablo Bay |
| Point of Diversion (POD): | <p><u>Present:</u></p> <p>POD 1: Collection to storage and Point of Rediversion for water diverted at POD 3. Located within SE$\frac{1}{4}$ of SE$\frac{1}{4}$ of projected Section 31, T4N, R5W, MDB&M, California Coordinate System (CCS) NAD 1983: North 1,814,600 feet and East 6,433,500 feet, Zone 2.</p> <p>POD 2A & 2B: Continuous Point of Diversion to Offstream Storage. Collector ditch spanning between POD 2A, within NW$\frac{1}{4}$ of NE$\frac{1}{4}$, located by CCS NAD 1983: North 1,814,100 feet and East 6,431,400 feet, Zone 2, and POD 2B, within SE$\frac{1}{4}$ of NE$\frac{1}{4}$, located by CCS NAD 1983: North 1,812,500 feet and East 6,433,000 feet, Zone 2, both PODs being within projected Section 6, T3N, R5W, MDB&M.</p> <p>POD 3: Point of Diversion to Offstream Storage: Located within NE$\frac{1}{4}$ of SE$\frac{1}{4}$ of projected Section 31, T4N, R5W, MDB&M, CCS NAD 1983: North 1,816,800 feet and East 6,433,200 feet, Zone 2.</p> <p><u>Proposed:</u></p> <p>POD 1: Point of Diversion by Collection to Storage and Point of Rediversion to storage for water diverted at Points 2A, 2B, 3 and 5. Located within SE$\frac{1}{4}$ of SE$\frac{1}{4}$ of projected Section 31, T4N, R5W, MDB&M. CCS NAD 1983: North 1,814,700 feet and East 6,433,200 feet, Zone 2.</p> <p>POD 2A: Point of Diversion by collection to Storage and Point of Rediversion to storage at POD 1, 2B and 5. Located within NW$\frac{1}{4}$ of NE$\frac{1}{4}$ of projected Section 6, T3N, R5W, MDB&M, CCS NAD 1983: North 1,813,200 feet and East 6,431,600 feet, Zone 2.</p> |

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| | <p><u>POD 2B</u>: Point of Diversion by collection to storage and Point of Rediversion to storage for water diverted at POD 1, 2A, 3 and 5. Located within SE$\frac{1}{4}$ of NE$\frac{1}{4}$ of projected Section 6, T3N, R5W, MDB&M, CCS NAD 1983: North 1,812,500 feet and East 6,433,000 feet, Zone 2. NOTE: Continuous Point of Diversion between point 2A and 2B has been abandoned.</p> <p><u>POD 3</u>: Point of Diversion to Storage and Point of Rediversion to Storage at POD 1 and POD 5. Located within NE$\frac{1}{4}$ of SE$\frac{1}{4}$ of projected Section 31, T4N, R5W, MDB&M, CCS NAD 1983: North 1,816,800 feet and East 6,433,200 feet, Zone 2;</p> <p><u>POD 5</u>: Point of Diversion by Collection to Storage and Point of Rediversion for Water Diverted at Point 1, 2A, 2B and 3. Located within SW$\frac{1}{4}$ of SW$\frac{1}{4}$ of projected Section 32, T4N, R5W, MDB&M, CCS NAD 1983: North 1,815,100 and East 6,433,800 feet, Zone 2.</p> <p><u>POD 6</u>: Point of Diversion by Collection to Storage: Located within SW$\frac{1}{4}$ of SE $\frac{1}{4}$ of projected Section 31, T4N, R5W, MDB&M, CCS NAD 1983: North 1,814,400 feet and East 6,431,400 feet, Zone 2.</p> |
| Amount: | <p><u>Present</u>: 370 acre-feet by storage. <u>Proposed</u>: 227 acre-feet by storage.</p> |
| Season: | <u>No Change</u> : October 1 through May 1 of the succeeding year. |
| Purpose of Use: | <p><u>Present</u>: Irrigation, heat control, frost protection and recreation. <u>Proposed</u>: Irrigation, heat control, frost protection and recreation, domestic and industrial.</p> |
| Place of Use: | <u>No Change</u> : Net 185 acres within a gross area of 244 acres within projected sections 31 and 32, T4N, R5W, MDB&M and projected sections 5 and 6, T3N, R5W, MDB&M. |
| Petition for Extension of Time: | Petitioner has requested a ten-year extension of time until December 31, 2017 to fully develop the project and put water to full beneficial use as authorized under Permit 20665 (Application A029637). |

Project information, procedures for protesting and protest forms are available at: www.waterrights.ca.gov. The contact person for this matter is Mitchell Moody at 916-341-5383, or by e-mail at mmoody@waterboards.ca.gov.

Protests must be received by the Division of Water Rights by **4:30 p.m. on October 19, 2009**

Date of Notice: September 17, 2009